

REFERENCE TITLE: **stopping of vehicles; highways**

State of Arizona
House of Representatives
Forty-ninth Legislature
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2009

HB 2257

Introduced by
Representatives Williams, Antenori, Biggs, Senator Melvin: Representative
Young Wright, Senators Paton, Pierce

AN ACT

AMENDING SECTION 28-873, ARIZONA REVISED STATUTES; RELATING TO THE STOPPING
OF VEHICLES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 28-873, Arizona Revised Statutes, is amended to
3 read:

4 28-873. Stopping, standing or parking prohibitions; exceptions;
5 definition

6 A. Except if necessary to avoid conflict with other traffic or if in
7 compliance with law or the directions of a police officer or traffic control
8 device, a person shall not stop, stand or park a vehicle in any of the
9 following places:

10 1. On a sidewalk.

11 2. In front of a public or private driveway, except that this
12 paragraph does not apply to a vehicle or the driver of a vehicle engaged in
13 the official delivery of the United States mail if both of the following
14 apply:

15 (a) The driver does not leave the vehicle.

16 (b) The vehicle is stopped only momentarily.

17 3. Within an intersection.

18 4. Within fifteen feet of a fire hydrant.

19 5. On a crosswalk.

20 6. Within twenty feet of a crosswalk at an intersection.

21 7. Within thirty feet on the approach to any flashing beacon, stop
22 sign, yield sign or traffic control signal located at the side of a roadway.

23 8. Between a safety zone and the adjacent curb or within thirty feet
24 of points on the curb immediately opposite the ends of a safety zone, unless
25 the director or a local authority indicates a different length by signs or
26 markings.

27 9. Within fifty feet of the nearest rail or a railroad crossing or
28 within eight feet six inches of the center of any railroad track, except
29 while a motor vehicle with motive power attached is loading or unloading
30 railroad cars.

31 10. Within twenty feet of the driveway entrance to a fire station and
32 on the side of a street opposite the entrance to any fire station within
33 seventy-five feet of the entrance when properly posted.

34 11. Alongside or opposite a street excavation or obstruction when
35 stopping, standing or parking would obstruct traffic.

36 12. On the roadway side of a vehicle stopped or parked at the edge or
37 curb of a street.

38 13. On a bridge or other elevated structure on a highway or within a
39 highway tunnel.

40 14. At any place where official signs prohibit standing or stopping.

41 15. On a controlled access highway except:

42 (a) For emergency reasons.

43 (b) In areas specifically designated for parking such as rest areas.

1 B. A local authority may allow motor vehicles providing a public
2 entity's public transportation service to stop on a state highway or state
3 route for the purpose of allowing passengers to enter or exit if all of the
4 following apply:

5 1. The local authority that has jurisdiction over the location of the
6 proposed stopping point conducts a traffic and engineering investigation to
7 determine whether passengers are able to safely enter or exit public
8 transportation vehicles at the proposed stopping point.

9 2. The local authority that conducts the traffic and engineering
10 investigation pursuant to paragraph 1 of this subsection submits the results
11 of the investigation to the director for review and approval of the proposed
12 stopping point.

13 3. The driver does not leave the vehicle.

14 4. The vehicle is stopped only long enough to load and unload
15 passengers.

16 5. The vehicle engages four-way hazard flashers.

17 6. EXCEPT AS PROVIDED IN SUBSECTION C, the roadway has a posted speed
18 limit that does not exceed forty-five miles per hour.

19 7. The roadway has signed or signalized intersection controls within a
20 jurisdictionally confined boundary.

21 8. The vehicle is clearly marked as a public transportation vehicle.

22 9. As determined by the director in conjunction with the local
23 authority, the driver drives the vehicle into a pullout or uses any other
24 available method that limits the vehicle from interfering with traffic on the
25 roadway.

26 C. THE DIRECTOR MAY ALLOW A LOCAL AUTHORITY TO ESTABLISH A STOP ON A
27 STATE HIGHWAY OR STATE ROUTE FOR THE PURPOSE OF ALLOWING PASSENGERS TO ENTER
28 OR EXIT PUBLIC TRANSPORTATION VEHICLES ON A ROADWAY WITH A POSTED SPEED LIMIT
29 EXCEEDING FORTY-FIVE MILES PER HOUR IF ALL OF THE FOLLOWING APPLY:

30 1. THE LOCAL AUTHORITY'S TRAFFIC AND ENGINEERING INVESTIGATION
31 DETERMINES THAT PASSENGERS ARE ABLE TO SAFELY ENTER OR EXIT PUBLIC
32 TRANSPORTATION VEHICLES AT THE PROPOSED STOPPING POINT.

33 2. THE LOCAL AUTHORITY MEETS ALL OTHER REQUIREMENTS PRESCRIBED IN
34 SUBSECTION B.

35 3. THE LOCAL AUTHORITY MEETS ANY OTHER REQUIREMENTS ESTABLISHED BY THE
36 DIRECTOR.

37 ~~C.~~ D. For the purposes of this section, "public transportation
38 vehicle" means any vehicle that either:

39 1. Is owned or operated by a public entity.

40 2. Is operated under a contract with a public entity.